

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2953 OF 2005.

IN

ARBITRATION PETITION (LODG) NO.509 OF 2005

Garments International Private Limited. ... Petitioner.

vs.

Sri.Ram Mills. Respondent.

Mr.S.S.Purohit i/b. Pardiwala & Co., for Petitioner.

Mr.Sanjay Jain, for Respondent.

CORAM: D.K.DESHMUKH,J.

DATED: 9th January, 2006

P.C.:-

1. Though the reasons that have been disclosed for delay cannot exactly be termed as sufficient, as the petitioner is willing to pay substantial cost to the respondent and also considering that the substantive rights of the petitioner are involved, in my opinion, it will be appropriate to condone the delay. The notice of motion is therefore

granted in terms of prayer clause (a) subject to the condition that within a period of three weeks from today, the petitioner pays to the respondent as and by way of costs of this notice of motion Rs.10,000/- . The payment of cost is condition precedent.
